



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

15 W Yakima Ave, Ste 200 • Yakima, WA 98902-3452 • (509) 575-2490

August 23, 2012

Farmland Reserve, Inc  
C/O Thomas Mackay  
7404 West Hood Place, Suite B  
Kennewick, WA 99336

**Re: Seasonal Water Right Change Application Nos. CS4-16312(A1)P and CS4-16312(A1)P@1**

Dear Mr. Mackay:

As we discussed over the phone on August 21, 2012, the two seasonal change applications (CS4-16312(A1)P and CS4-16312(A1)P@1) are **rejected**. These two applications proposed changes valid only for the 2011 irrigation season. Ecology, for lack of staff, did not process these applications in time for the 2011 irrigation season. However, as discussed, there is recognition that the water was applied to beneficial use as proposed in the two applications. Any metering data collected for 2011 at the proposed place of use would help substantiate the use and provide a record to be placed in the file. Please submit any metering data collected at the proposed place of use to:

Thomas Perkow  
Office of Columbia River  
15 W. Yakima Ave. Suite 200  
Yakima, WA 98902

**YOUR RIGHT TO APPEAL**

You have a right to appeal this decision to the Pollution Control Hearings Board (PCHB) within 30 days of the date of receipt of this decision. The appeal process is governed by Chapter 43.21B RCW and Chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).

To appeal you must do the following within 30 days of the date of receipt of this decision:

- File your appeal and a copy of this decision with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.





- Serve a copy of your appeal and this decision on Ecology in paper form - by mail or in person. (See addresses below.) E-mail is not accepted.

You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

#### ADDRESS AND LOCATION INFORMATION

Street Addresses	Mailing Addresses
<b>Department of Ecology</b> Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503	<b>Department of Ecology</b> Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608
<b>Pollution Control Hearings Board</b> 4224 – 6 <sup>th</sup> Avenue SE 1111 Israel Road SW Ste 301 Tumwater, WA 98501	<b>Pollution Control Hearings Board</b> PO Box 40903 Olympia, WA 98504-0903

For additional information visit the Environmental Hearings Office Website: <http://www.eho.wa.gov>  
To find laws and agency rules visit the Washington State Legislature Website: <http://www.leg.wa.gov/CodeReviser>

If you have any questions, please contact Teresa Mitchell at 509-575-2597.

Sincerely,



Mark C. Schuppe  
Operations Manager  
Office of Columbia River

TP:MCS:RAZ (120804)

Enclosure: *Your Right to Be Heard*

By certified mail: 7007 2560 0001 7675 6421

Cc: Ingrid Ekstrom, Department of Natural Resources



7007 2560 0001 7675 6421

U.S. Postal Service  
**CERTIFIED MAIL RECEIPT**  
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**FARMLAND RESERVE INC  
 C/O THOMAS MACKAY  
 7404 WEST HOOD PLACE STE B  
 KENNEWICK WA 99336**

Sent

Street, Apt. No.,  
 or PO Box No.  
 City, State, ZIP+4

PS Form 3800, August 2006

See Reverse for Instructions

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

**FARMLAND RESERVE INC  
 C/O THOMAS MACKAY  
 7404 WEST HOOD PLACE STE B  
 KENNEWICK WA 99336**

**COMPLETE THIS SECTION ON DELIVERY**

- A. Signature ☒ Agent, ☐ Addressee  
*[Signature]*  
 B. Received by (Printed Name) *Don L. Strick* C. Date of Delivery *8-27-03*  
 D. Is delivery address different from item 1? ☐ Yes  
 If YES, enter delivery address below: ☒ No

3. Service Type  
☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number  
 (Transfer from service label)

7007 2560 0001 7675 6421

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540





STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

15 West Yakima Avenue, Suite 200 • Yakima, Washington 98902-3452 • (509) 575-2490

January 31, 2011

Farmland Reserve, Inc.  
7404 West Hood Place, Suite B  
Kennewick WA 99336-6418

Washington State Department of Natural Resources  
Southeast Region Office  
713 Bowers Road  
Ellensburg WA 98926-9301

Re: Water Right Change Application No. CS4-16312(A1)P@1

We have received your application for a water right and have assigned it the number shown above. Please use this number in future communications with our office.

If you have any questions, please contact Teresa Mitchell at 509-575-2597.

Sincerely,

Mark C. Schuppe  
Section Manager  
Water Resources Program

MCS:hd  
110115

App-expedited.doc

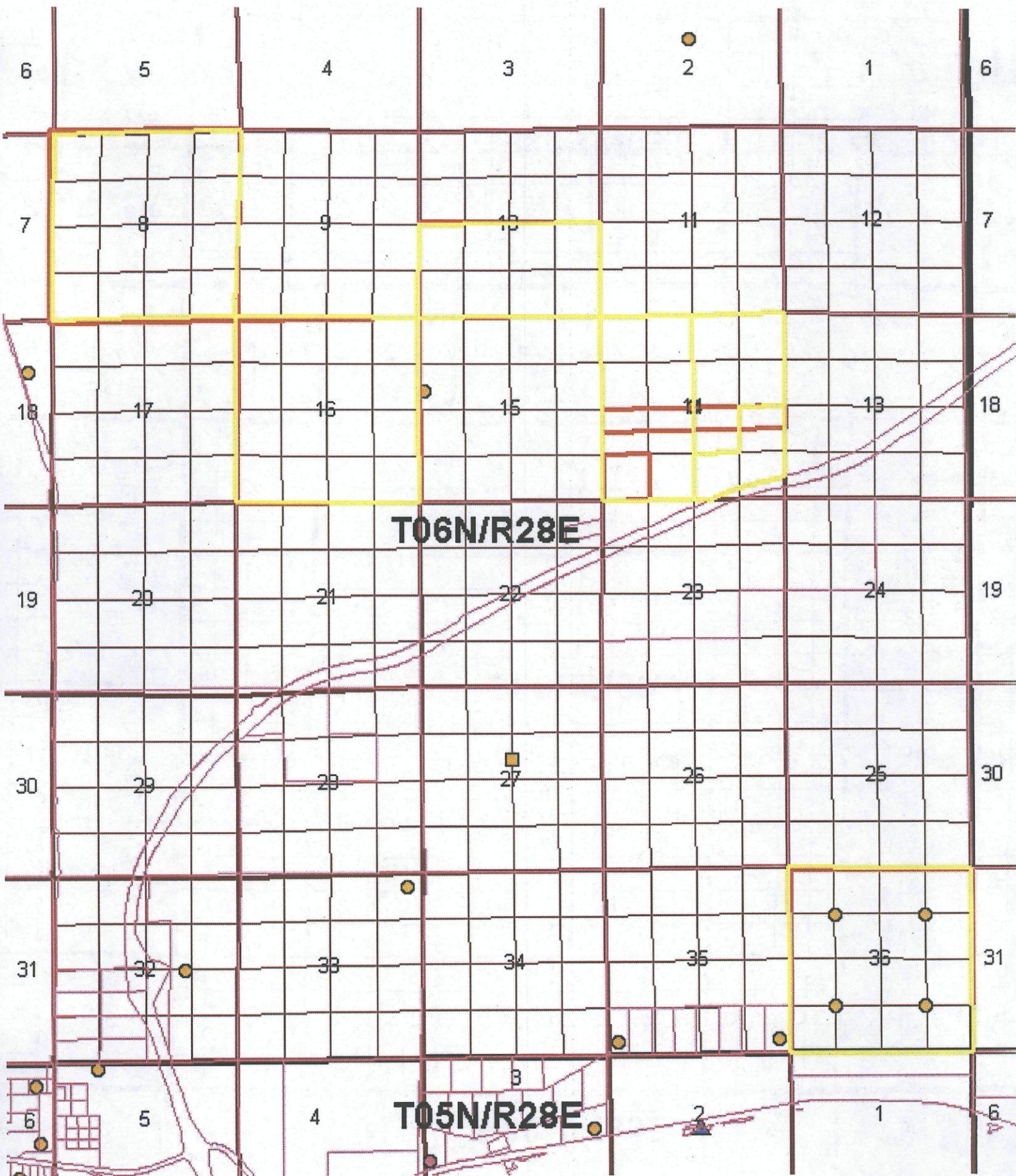


**FILE COPY**

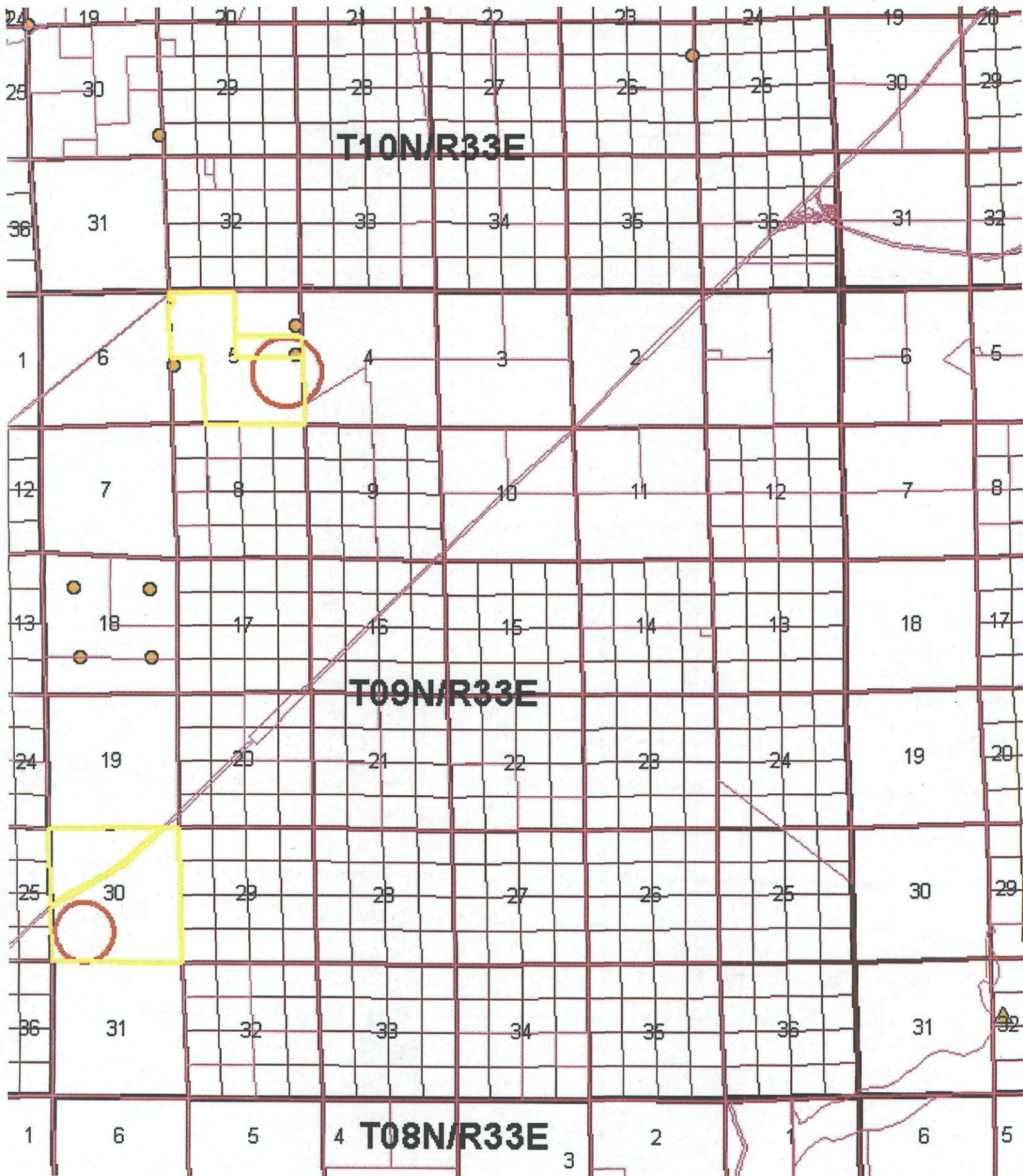


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110683000000000	GOVERNMENT	DEPT NAT RESOURCES			0 0000
114681000000000	GOVERNMENT	DEPT NAT RESOURCES	PLYMOUTH	WA	99346-0000
114682000001000	K2H FARMS INC	C/O JERRY WAMBLEY	TRI CITIES	WA	99302-0000
114684000001000	K2H FARMS INC	P O BOX 2308	TRI-CITIES	WA	99302
116680000000000	STATE OF WASHINGTON	DEPT OF NATURAL RESOURCES	OLYMPIA	WA	98504-7016
136680000000000	STATE OF WASHINGTON	DEPT OF NATURAL RESOURCES	OLYMPIA	WA	98504-7016









**T10N/R33E**

**T09N/R33E**

**T08N/R33E**



PARCELID  
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330930000001  
330905210004

OWNERS\_NAM  
FARMLAND RESERVE INC  
FARMLAND RESERVE INC  
K2H FARMS INC